

**To:** Mears, Mary[Mears.Mary@epa.gov]; McCabe, Catherine[McCabe.Catherine@epa.gov]  
**From:** Enck, Judith  
**Sent:** Thur 6/16/2016 2:24:30 PM  
**Subject:** FW: POLITICO New York Energy: Long Island power struggle; noise but not action on Hoosick Falls

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**From:** David Giambusso and Scott Waldman - POLITICO New York [mailto:dgiambusso@politico.com]  
**Sent:** Thursday, June 16, 2016 10:03 AM  
**To:** Enck, Judith <Enck.Judith@epa.gov>  
**Subject:** POLITICO New York Energy: Long Island power struggle; noise but not action on Hoosick Falls

06/16/2016 10:00 AM EDT

By David Giambusso and Scott Waldman

*Good morning! You are receiving the complimentary synopsis of the POLITICO New York Pro Energy newsletter. Pro subscribers are receiving an enhanced version of this newsletter at 5:45 a.m. each weekday, which includes a look-ahead and robust analysis of energy policy news driving the day. If you would like the Pro version of this newsletter, along with customized real-time insights on New York energy, please contact us [here](#) and we will set you up with trial access. Thank you for reading!*

**HOOSICK FALLS RESIDENTS CROWD CAPITOL - POLITICO New York's Scott Waldman:** Angry residents from Hoosick Falls stormed the state Capitol on Wednesday to demand a full accounting of why the state, federal and local governments took so long to warn them about the dangerous toxic chemicals in their water supply. Teachers, children, grandparents and stay-at-home mothers scrawled the level of their blood contamination onto their bodies or wore signs with their PFOA levels and those of their children. Ten-year-old Hailey Bussey, whose PFOA blood level of 51.5 is 25 times the national average, carried a handwritten letter to Gov. Andrew Cuomo, asking why the administration "left us to die like sick kittens."  
<http://politi.co/1UVGAW2>

--NPR reporter **Karen Dewitt** demanded a seat at the table as the Cuomo administration met with Hoosick Falls residents and promptly recorded the session. <http://bit.ly/1UVGzS4>

--Republican State Sen. **Kathy Marchione** has effectively killed her own bill that would have allowed those harmed by contaminants - including her constituents in Hoosick Falls - to bring lawsuits against a polluter. <http://politi.co/1ZSfRhs>

**THE LONG ISLAND POWER STRUGGLE - POLITICO's David Giambusso:** Two lawmakers from Long Island have launched another volley in the increasingly intractable conflict over power generation. <http://politico.pro/23cx5If>

**PSC APPROVES GIANT CABLE MERGER - POLITICO New York's Scott Waldman:** The state Public Service Commission approved Altice's \$18 billion purchase of Cablevision on Wednesday. <http://politico.pro/23cnKAg>

**THE EXELON ULTIMATUM - The Syracuse Post-Standard's Tim Knauss:** "Exelon Corp. served notice this week that it plans to close two upstate nuclear reactors, including the Nine Mile Point Unit 1 reactor in Oswego County, unless state regulators approve subsidies for the plants by September." <http://bit.ly/23cziUj>

#### **AROUND NEW YORK:**

--**The Albany Times Union** wants the State Senate to act on a climate bill. <http://bit.ly/1UP5F7O>

--**Opponents of the Pilgrim pipeline** will soon host a forum in Albany. <http://bit.ly/25YqWVg>

--**East Village residents are suing** just about everybody involved in the gas explosion that leveled half a city block in 2015, Gothamist reports. <http://bit.ly/23cBuLi>

**GOOD THURSDAY MORNING:** Let us know anytime if you have tips, story ideas or life advice. We're always here at [dgiambusso@politico.com](mailto:dgiambusso@politico.com) and [swaldman@politico.com](mailto:swaldman@politico.com). And if you like this letter, please tell a friend and/or loved one. Here's a handy sign-up link: <http://politi.co/1TZmBpl>

**EXXON FIGHTING SUBPOENA IN CLIMATE PROBE - Reuters:** "Exxon Mobil Corp asked a federal court on Wednesday to throw out a subpoena that would force the oil company to hand over decades of documents as part of a wide-ranging inquiry into whether it misled investors about climate change risks." <http://cnb.cx/25Yr2fv>

**UNABATED GLOBAL WARMING THREATENS WESTERN WATER SUPPLY - Inside Climate News' Bob Berwyn:** "Low-elevation snowpack across the Rocky Mountains, the Sierra Nevada and the Cascades will disappear in the coming decades if global warming continues unabated, according to a new study." <http://bit.ly/1Och2HB>

**WHY THE CLEAN ENERGY TRANSITION MIGHT BE FASTER - Vox's David Roberts:** "There is a certain kind of pessimism in the energy world, represented best by the work of the University of Manitoba's [Vaclav Smil](#), that cites previous large-scale energy transitions to question whether the transition to clean energy can possibly proceed as fast as climate hawks want it to." <http://bit.ly/1WNw9Kt>

**APPLE'S POWER PLAY - Transmission and Distribution World:** "Apple Inc. has formed a

subsidiary, Apple Energy LLC, which has now asked for authorization to sell energy and ancillary services at market-based rates over broad areas of the United States."

<http://bit.ly/23czaE7>

**SAUDI ARABIA SELLING SHARES IN STATE OIL COMPANY - Steven Davidoff Solomon for the New York Times:** "Saudi Arabia is considering selling shares in its state oil company. With 261 billion barrels of oil in reserves and a yearly output of over three billion barrels of oil, the company, Saudi Aramco, is a behemoth by any measure. It's so big that the company's valuation is estimated at \$1 trillion to \$2 trillion; some put the figure as high as \$10 trillion." <http://nyti.ms/1Q5vGRF>

**TEXAS POLLUTION APP - The Texas Observer:** "More than two million Texans live within a half-mile of an oil and gas facility, putting them at risk of exposure to toxic fumes, according to a new app released Wednesday by national environmental groups." <http://bit.ly/23cyzCz>

**GREENLAND HOTTER THAN NYC - The Grist's Katie Herzog:** "Greenland, the Arctic nation that is basically one huge ice cube, is feeling rather balmy lately." <http://bit.ly/23czbrE>

**SIEMENS JOINS FORCES TO BECOME WORLD'S LARGEST WIND TURBINE MAKER - The Wall Street Journal's Eyk Henning and Christopher Alessi:** "Siemens AG and Gamesa Corporacion Tecnologica SA are close to announcing an anticipated deal to combine their wind-power activities and create the world's largest wind-turbine maker, according to people familiar with the matter." <http://on.wsj.com/1Uj8XQJ>

**OPEC'S SUPPLY DILEMMA - Bloomberg:** "The world's most prominent oil forecaster, the International Energy Agency, anticipates near-equilibrium between supply and demand in global crude markets next year." <http://bloom.bg/23cAruO>

**SCIENCE: NO SERIOUSLY, GRAVITATIONAL WAVES ARE REAL - The Los Angeles Times' Amina Khan:** "They've done it again. Scientists using the Laser Interferometer Gravitational-Wave Observatory have detected a second collision between two black holes that sent telltale ripples through the cosmos." <http://lat.ms/23cASp7>

## **FUTURES:**

**--Oil falls again:** That rally investors were loving in recent weeks hit its fifth straight losing session, The Wall Street Journal reports. There's still, it turns out, too much oil on the market. <http://on.wsj.com/23cAbfr>

**--Natural gas loses** on bigger stockpiles than expected, the Journal reports. <http://on.wsj.com/23cyHSz>

*To view online:*

<http://www.politico.com/states/new-york/tipsheets/politico-new-york-energy/2016/06/long-island-power-struggle-noise-but-not-action-on-hoosick-falls-004331>

## Stories from POLITICO Pro

### Marchione's amendments effectively kill her own Hoosick Falls bill [Back](#)

By Scott Waldman | 06/15/2016 07:31 PM EDT

ALBANY - Republican state Sen. Kathy Marchione has effectively killed off her own bill that would allow those harmed by contaminants to bring a lawsuit against a polluter, including her constituents in Hoosick Falls.

On Monday, Marchione said the bill was one of her top priorities and that she would push for its passage in the final days of session, even though she said she had not discussed it with Senate Majority Leader John Flanagan. On Tuesday, however, she amended the bill significantly, and delinked it from its companion in the Assembly, which passed overwhelmingly, 132 to 7. That means it essentially has no chance of passing, advocates argue.

The bill would have allowed those harmed by contaminants at a Superfund site to bring personal injury claims against the polluter for up to three years after the site is given a Superfund designation. It would make it easier for residents of Hoosick Falls, which Marchione represents, to file a lawsuit against the companies responsible for the village's water pollution. Marchione's amendments to the bill came just as Hoosick Falls residents traveled to the Capitol to plead their case for more state help and for legislative hearings.

Marchione amended the bill so that it would apply only to groundwater contamination, not to any site designated as a Superfund, which is designated by state and federal officials. She also shortened the time frame to under three years. Marchione would not talk about her changes with a reporter on Wednesday, other than to say the bill was not dead.

Liz Moran, water and natural resources associate at Environmental Advocates of New York, said she was astonished by Marchione's actions.

"In less than 48 hours, Senator Marchione went from promising the residents of Hoosick Falls that she'd fight to pass legislation that helps them, to single-handedly sabotaging her own bill," Moran said. "Her actions leave residents without the tools they need to recover medical costs from those responsible for this crisis. It's no wonder they feel their elected officials have failed them."

The Business Council of New York has opposed the measure, saying it would open a floodgate of lawsuits for companies across the state. St. Gobain, which owns the factory connected to PFOA pollution in Hoosick Falls and will hit with numerous lawsuits, is a member of the Business Council.

Democratic Assemblyman John McDonald of Cohoes, who sponsored the measure in the Assembly, said he would push to help the bill get passed. Still, he said he could not live with some of the changes, including the shortening of the timeline for when the lawsuits could be brought.

"I think it's going to be challenging to find common ground," he said. "The bigger challenge is that the clock is ticking."

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